

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOHN J. FIERO & FIERO BROTHERS, INC.,

Plaintiffs,

-against-

NATIONAL ASSOCIATION OF SECURITIES
DEALERS, INC.,

Defendant.

07-CV-07679 (RJS)

**NOTICE OF
VOLUNTARY
DISMISSAL**

PLEASE TAKE NOTICE THAT the plaintiffs, John J. Fiero and Fiero Brothers, Inc., pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, each voluntarily dismisses this action without prejudice. Said dismissal is without prejudice to refile as the defendant has not yet served an answer to the complaint.

Dated: New York, New York
February 8, 2008

GUSRAE, KAPLAN, BRUNO &
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